

REMARKS

Claims 55, 65 and 73 have been amended to refer to a diesel fuel composition. This addresses the examiner's rejection of those claims under 35 USC §112.

The numerous diesel fuel claims have been similarly amended to be consistent with the independent claims.

Claim 62 has been amended to delete diesel fuel from the Markush group and to delete the first occurrence of the word "and." This addresses the rejection of that claim by the examiner under 35 USC §112.

Claims 69 and 79 have been amended to remove diesel fuel from the Markush group. This addresses the examiner's rejection of those claims under 35 USC §112.

Claim 72 has been amended to replace the comma with the word "and." This addresses the examiner's rejection of that claim under 35 USC §112.

THE DOUBLE PATENTING REJECTION

The examiner has rejected the pending claims under the judicially created doctrine of obviousness-type double patenting in view of pending application 10/084,601; 10/084,831; 10/084,479 and 10/084,236.

Applicant submits herewith a terminal disclaimer limiting the term of any patent which may issue from this application to the term of any patent or patents which may issue from the cited application. This obviates the examiner's double patenting rejection.

CONCLUSION

Applicant submits that the pending claims are free of the art and are in condition for allowance.

Applicant believes there is no fee due with this response. However, if fees are due, please charge our Deposit Account No. 06-2375, under Order No. P02917US1 from which the undersigned is authorized to draw.

Dated: March 21, 2006

Respectfully submitted,

By 
~~John E. Schneider~~

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